

IAP4 Rec'd PCT/PTO 03 JAN 2006
10/518317**NORRIS, MCLAUGHLIN & MARCUS**
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FACSIMILE COVER SHEET

January 3, 2006

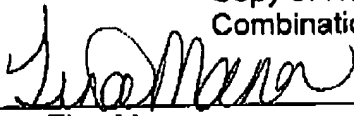
TO: Mail Stop Missing Requirements
Serial No.: 10/518,317
TELEFAX: Fax # (571) 273-8300
COMPANY/FIRM: United States Patent and Trademark Office
FROM: Tina Manor for Bruce S. Londa
ATTORNEY DOCKET NO.: 101195-90

MESSAGE:

I hereby certify that the following papers are being facsimile transmitted to the Patent and Trademark Office on the date shown below:

Response to Notice to File Missing Parts (3 pages)
Copy of Notice to File Missing Requirements (2 pages)
Combination Declaration and Power of Attorney (7 pages)

By


Tina ManorDate January 3, 2006

We are transmitting 13 pages, including cover page. If the transmission is not complete, please call (212) 808-0700 and ask for Tina Manor at Ext. 687.

This is the only form of delivery for this document:

THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS PRIVILEGED AND CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

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**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533)(Small Entity)**

Docket No.
101195-90

In Re Application Of: Axel MEYE

Application No. 10/518,317	Filing Date December 14, 2004	Examiner TBA	Customer No. 27387	Group Art Unit TBA	Confirmation No. 6735
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Invention: Method for Detecting Increased Susceptibility to Tumors

**RECEIVED
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JAN 03 2006
Mail Stop Missing Parts
COMMISSIONER FOR PATENTS:

This is a response to the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533) mailed on
August 4, 2005
Date

Enclosed herewith for filing are the following:

- ☒ A copy of the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533). **(REQUIRED)**
- ☐ An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.
- ☒ A properly signed oath or declaration in compliance with 37 CFR 1.63.
- ☐ An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.
- ☐ A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.
- ☐ _____ verified small entity declaration(s)
 - ☐ is/are attached.
 - ☐ was/were filed on _____
- ☐ A separate request for refund.
- ☐ Other (list):

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**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533)(Small Entity)**
**Docket No.
101195-90**

In Re Application Of:

Axel MEYE

Application No.

10/518,317

Filing Date

December 14, 2004

Examiner

TBA

Customer No.

27387

Group Art Unit

TBA

Confirmation No.

6735

Invention: Method for Detecting Increased Susceptibility to Tumors

TO THE COMMISSIONER FOR PATENTS:Mail Stop Missing Parts☒ Completion of application fees as calculated below:☐ Utility application basic fee☐ Design application basic fee☐ Search Fee

\$0.00

☐ Examination Fee

\$0.00

☐ Total number of independent claims = _____☐ Total number of claims = _____☐ Multiple dependent claims☒ Surcharge for late payment of filing fee and/or late filing of original declaration or oath

\$65.00

☐ Petition and fee for filing by other than all the inventors or a person not the inventor☐ Fee for processing an application filed with a non-English language specification☐ Fee for processing and retention of application

Total completion of application fees

\$65.00

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.

☐ One month☐ Two months☒ Three months☐ Four months☐ Five months

from:

October 4, 2005

until:

January 4, 2005

01/03/2006 SFREY1 00000146 141263 Date 10/13/05

Date

01 Filing Fee 65.00 DA

02 Filing Fee 510.00 DA

Total time extension fees

\$510.00

Total fees due

\$575.00

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**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533) (Small Entity)**Docket No.
101195-90

In Re Application Of: Axel MEYE

Application No.
10/518,317Filing Date
December 14, 2004Examiner
TBACustomer No.
27387Group Art Unit
TBAConfirmation No.
6735

Invention: Method for Detecting Increased Susceptibility to Tumors

TO THE COMMISSIONER FOR PATENTS:**Mail Stop Missing Parts**

The fee of \$575.00 is to be paid as follows:

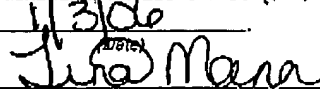
- ☐ A check in the amount of the fee is enclosed.
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 14-1263
- ☒ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 14-1263
- ☐ Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.
Signature

Dated: 1-3-06

Bruce S. Londa
Reg. No. 33,531
Norris McLaughlin & Marcus, P.A.
875 Third Avenue, 18th Floor
New York, NY 10022

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(e)] on



Signature of Person Mailing Correspondence

TINA MANOR

Typed or Printed Name of Person Mailing Correspondence

cc:

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1420
Alexandria, Virginia 22313-1420
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/518,317	Axel Meyer	101215-174 <i>BSL</i>

27387
NORRIS, MCLAUGHLIN & MARCUS, P.A.
875 THIRD AVE
18TH FLOOR
NEW YORK, NY 10022

INTERNATIONAL APPLICATION NO.	
PCT/EP03/06306	
LA. FILING DATE	PRIORITY DATE
06/16/2003	06/18/2002

CONFIRMATION NO. 6735
371 FORMALITIES LETTER



Date Mailed: 08/04/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 12/14/2004
- English Translation of the IA filed on 12/14/2004
- Copy of the International Search Report filed on 12/14/2004
- Preliminary Amendments filed on 12/14/2004
- Information Disclosure Statements filed on 04/06/2005
- Small Entity Statement filed on 12/14/2004
- U.S. Basic National Fees filed on 12/14/2004
- Priority Documents filed on 12/14/2004

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$65 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Late oath or declaration Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

WINSTON M ALVARADO

Telephone: (703) 308-9140 EXT 206

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/518,317	PCT/EP03/06306	101215-174

FORM PCT/DO/EO/905 (371 Formalities Notice)